



**U.S. Department of Justice**

Civil Division  
Federal Programs Branch  
20 Massachusetts Ave, N.W.  
Washington, DC 20530

**MEMO ENDORSED**

1.2

April 14, 2015

**VIA ECF**

The Honorable Richard M. Berman  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, New York 10007

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
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DATE FILED: 4   15   2015

Re: Duka v. SEC, No. 15-cv-357 (RMB)

Dear Judge Berman:

We write on behalf of Defendant the Securities and Exchange Commission (“SEC”) to respectfully request a second extension of time in which to answer or otherwise respond to the Complaint in this case.

As the Court is aware, the SEC had intended to move to dismiss the Complaint by its original deadline of March 23, 2015, but this Court ruled that such a motion was unnecessary due to the fully-briefed motion for a preliminary injunction filed by Plaintiff. ECF No. 29. Because this Court’s ruling did not address whether the SEC’s deadline was extended, Defendant sought an extension of time to answer or otherwise respond to the Complaint, and this Court granted an extension until April 21, 2015. ECF No. 31.

The SEC now respectfully requests that it be given until 30 days following this Court’s ruling on Plaintiff’s motion for a preliminary injunction to answer or otherwise respond to the Complaint. The undersigned has conferred with counsel for Plaintiff and he informed me that he consents to the SEC’s request for extension of time.

We thank you for your consideration of this request.

Dated: April 14, 2015

Respectfully submitted,

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United States Attorney

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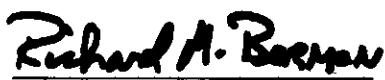
JENNIFER D. RICKETTS  
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/s/ Jean Lin  
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PARTIES SHOULD meet +  
confer + advise the Court  
JOINTLY re: schedule pre-proceed.

SO ORDERED  
Date: 4/15/15

  
Richard M. Berman, U.S.D.J.